

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Venator Group

Serial No.: 09/328,565

Group Art Unit: 2761

Filed : June 9, 1999

Examiner: TBA

Attorney Docket No.: 940-017

For: METHOD AND APPARATUS FOR PROVIDING A CONSOLIDATED
STORE COMPENSATION SYSTEM

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

TRANSMITTAL

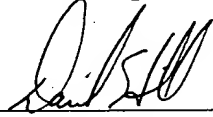
S I R:

Submitted herewith are:

1. Petition to Revive Improperly Abandoned Application;
2. Declaration of Mailing, including a copy of the timely filed response; and
3. A check in the amount of \$890 to cover the Basic Filing Fee and the Surcharge. Please charge any fee deficiency to Ward & Olivo Deposit Account No. 23-0420. A copy of this sheet is enclosed.

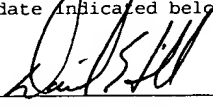
Respectfully submitted,

Date: August 29, 2000



David M. Hill
Reg. No. 46,170
WARD & OLIVO
708 Third Avenue
New York, NY 10017
(212) 697-6262

~~CERTIFICATE UNDER 35 U.S.C. § 418~~ Correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date indicated below.



David M. Hill

(Name)

(Signature)

46,170

(Reg. No.)

8/29/00

(Date)



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PETITION TO REVIVE IMPROPERLY ABANDONED APPLICATION

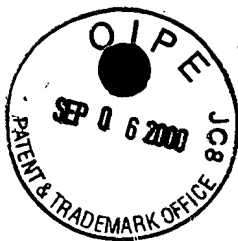
S I R:

It is respectfully requested that the above-identified application, improperly abandoned by the Patent and Trademark Office pursuant to a Notice of Abandonment dated August 18, 2000, be revived for the reasons stated in the attached Declaration of Mailing by the undersigned attorney. It is believed that no fee is required as the abandonment was the result of a Patent Office error. However, to the extent any fees are required, please charge any fees to Ward & Olivo Deposit Account No. 23-0480. A copy of this Petition is attached.

Respectfully submitted,

Date: August 29, 2000

David M. Hill
Reg. No. 46,170
WARD & OLIVO
708 Third Avenue
New York, New York 10017
(212) 697-6262



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Venator Group
Serial No.: 09/328,565 Group Art Unit: 2761
Filed : June 9, 1999 Examiner: TBA
Attorney Docket No.: 940-017

For: METHOD AND APPARATUS FOR PROVIDING A CONSOLIDATED
STORE COMPENSATION SYSTEM

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

RECEIVED
SEP 12 2000

DECLARATION ATTESTING TO MAILING OF PATENT
OFFICE CORRESPONDENCE UNDER 37 C.F.R. § 1.8(a)


OFFICE OF PETITIONS

I, David M. Hill, declare that our records indicate that on Monday, September 6, 1999, the originals of the attached copies of (1) Transmittal (with Certificate of Mailing and authorization to withdraw the required basic filing fee and surcharge); (2) a copy of the Notice to File Missing Parts; and (3) the originally signed Declaration & Power of Attorney form (Appendix A) were mailed via first class mail in an envelope addressed to "Commissioner of Patents and Trademarks, Washington, D.C. 20231".

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that

willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,



Date: August 29, 2000

David M. Hill
Reg. No. 46,170
WARD & OLIVO
708 Third Avenue
New York, New York 10017
(212) 697-6262



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Venator Group

Serial No.: 09/328,565

Group Art Unit: 2761

Filed : June 9, 1999

Examiner: TBA

Attorney Docket No.: 940-017

For: METHOD AND APPARATUS FOR PROVIDING A CONSOLIDATED
STORE COMPENSATION SYSTEM

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

TRANSMITTAL

S I R:

RECEIVED

SEP 12 2000

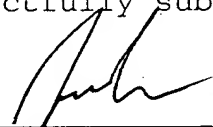
OFFICE OF PETITIONS

Submitted herewith are:

1. Copy of Notice to File Missing Parts dated July 6, 1999;
2. Declaration & Power of Attorney (executed); and
3. Please charge \$890 (to cover the basic filing fee (\$760), and the missing parts surcharge (\$130)), and any fee deficiency to Ward & Olivo Deposit Account No. 23-0420. A copy of this sheet is enclosed.

Respectfully submitted,

Date: September 6, 1999



John W. Olivo, Jr.
Reg. No. 35,634
WARD & OLIVO
708 Third Avenue
New York, NY 10017
(212) 697-6262

~~CERTIFICATE UNDER 37 C.F.R. 2.101-2~~ Correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date indicated below.



David M. Hill

(Name)

(Signature)

(Reg. No.)

9/6/99

(Date)



In re application of : Venator Group

Serial No. : 09/328,565

Filed : June 9, 1999

For : Method and Apparatus For Providing
A Consolidated Store Compensation
System

Submitted : ① Copy of Notice to file Missing Parts; and
② Decl. + Power of Atty. (executed);

Atty Doc. No. : 940-017

Dated : September 6, 1999



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/328,565	06/09/99	PALARDY	K 935-017

WARD & OLIVO
708 THIRD AVENUE
NEW YORK NY 10017



RECEIVED

SEP 12 2000 NOT ASSIGNED

OFFICE OF PETITIONS

DATE MAILED:

07/06/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 890.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

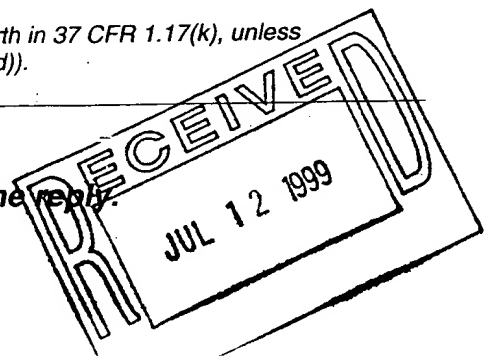
Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☒ 9. OTHER: Inventor city & state

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202



DECLARATION
AND POWER OF ATTORNEY

RECEIVED

SEP 12 2000

OFFICE OF PETITIONS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND APPRATUS FOR PROVIDING A CONSOLIDATED STORE COMPENSATION SYSTEM the specification of which:

☐ is attached hereto ☒ was filed on June 9, 1999 as Application Serial No. 09/328,565

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119/§172 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119/172
N/A			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

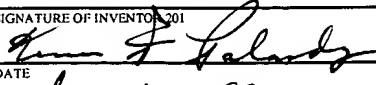
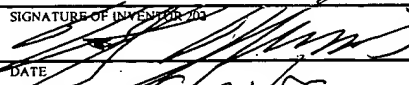
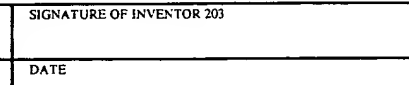
POWER OF ATTORNEY: As a named inventor, I hereby appoint John F. Ward (Reg. No. 33,811) and John W. Olivo, Jr. (Reg. No. 35,634), whose address is Ward & Olivo, 708 Third Avenue, New York, New York 10017, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO: WARD & OLIVO
708 THIRD AVENUE
NEW YORK, NEW YORK 10017

DIRECT TELEPHONE CALLS TO:
WARD & OLIVO
(212) 697-6262

2 0 1	FULL NAME OF INVENTOR	LAST NAME PALARDY	FIRST NAME KEVIN	MIDDLE NAME F.	
	RESIDENCE & CITIZENSHIP	CITY JEFFERSON VALLEY	STATE OR FOREIGN COUNTRY NY	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 302 MOUNTAIN ROAD	CITY JEFFERSON VALLEY	STATE OR COUNTRY NY	Zip Code 10535
2 0 2	FULL NAME OF INVENTOR	LAST NAME LEWIS	FIRST NAME TIMOTHY	MIDDLE NAME J.	
	RESIDENCE & CITIZENSHIP	CITY MIDDLETOWN	STATE OR FOREIGN COUNTRY PA	COUNTRY OF CITIZENSHIP U.S.A.	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 1447 OLD RELIANCE ROAD	CITY MIDDLETOWN	STATE OR COUNTRY PA	ZIP CODE 17057
2 0 3	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
2 0 4	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
2 0 5	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
2 0 6	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201 	SIGNATURE OF INVENTOR 203 	SIGNATURE OF INVENTOR 205 
DATE June 21, 1999	DATE 6/21/99	DATE
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 206	SIGNATURE OF INVENTOR 207
DATE	DATE	DATE